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September 16, 2009

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SEP 17 PM 3:15  
OFFICE OF GENERAL  
COUNSEL

Attn: Roy Q. Luckett  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463  
202-694-1650

Re: National Right to Life PAC, RR 09L-07

Dear Mr. Luckett:

As you know, this firm represents the National Right to Life PAC. We requested an additional twenty days to respond, which was granted by your letter of August 14, 2009, to and including September 17, 2009. Thank you.

This is our response to your letter dated August 7, 2009, regarding RR 09L-07, and the RAD Referral Memorandum dated March 23, 2009. Your letter is addressed to Carol Tobias, the current Treasurer regarding possible violations by "the National Right to Life PAC and you, in your official capacity of treasurer." Please note that Carol Tobias was not the treasurer for the 2005-06 election cycle, the relevant time period for this RAD Review.

The allegations of apparent violation in the RAD Memorandum will be responded to seriatim:

Attachment 1 - computer print out of reports filed - no comment.

Attachment 2 - Amended 2006 October Quarterly Report, 3/22/07 - The RAD Memorandum is accepted as accurate.

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Attachment 3 - Amended 2006 12 Day Pre-General Report, 8/4/08 - The RAD Memorandum is accepted as accurate.

Attachment 4 - Amended 2006 30 Day Post-General Report, 8/4/08. Many dates on the quarterly reports are incorrect due to inadvertent errors in communication between those tracking the expenditures, and those preparing the reports. Other types of reporting errors were also made. These errors resulted in apparent violations to RAD. Amended reports will be filed showing the correct dates and correcting other entries. The amended reports will cure many of these apparent violations.

Attachment 5 - Quarterly Report Notice, Sept. 21, 2006 - no comment.

Attachment 6 - Amended 2006 12 Day Pre-General Report, 8/4/08. Five of the six entries were reported on the 12 Day Pre-General Election Report, Schedule E, filed 10-26-06. An amended report will be filed to correct the first entry for \$4,930.84.

Attachment 7 - Amended 2006 30 Day Post-General Election Report, 8/4/08. Subpart A - the first two entries (EU Services) are incorrect. These amounts are the difference between the estimates and the actual charges for mailings on behalf of these candidates. The third entry (The Contact Group) notes a missing payment entry that needs to be made. Amended reports will be filed to correct these errors.

Subpart B - these two EU Services entries are incorrect. Amended reports will be filed to correct these errors.

Attachment 8 - Amended 2006 30 Day Post-General Election Report, 8/4/08. An amended Schedule D will be filed.

Attachment 9 - Amended 2006 30 Day Post-General Election Report, 8/4/08. Subparts A & B - reporting errors were made. Amended reports will be filed to correct these errors.

Attachment 10 - Amended 2006 12 Day Pre-General Election Report, 8/4/08 and Amended 2006 30 Day Post-General Election Report, 8/4/08. These are all typographical errors where the candidate ID was entered in the Purpose field. Amended reports will be filed to correct these errors.

Attachment 11 - 2006 Post-General Election Report and 2006 Pre-General Election Report. Wrong district numbers were reported for candidates. NRLC correctly entered the FEC ID for each candidate, but the software automatically provides the candidate's name, state, and district. Apparently the wrong district numbers were provided by the PAC Manager software,

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which resulted in these errors in candidate district numbers. We will re-run and file amended reports to correct these errors.

Attachment 12 - Amended 2006 12 Day Pre-General Election Report, 8/4/08, and Amended 2006 30 Day Post-General Election Report, 8/4/08. Apparently "GOTV" by itself as an abbreviation for "Get out the vote" activities is not an acceptable entry for "Purpose." Apparently "GOTV Calls" is acceptable. Amended reports will be filed.

Attachment 13 - Amended 2006 30 Day Post-General Election Report, 8/4/08, and Amended 2006 Year End Report, 8/4/08. Mistakes were made on these Amended Reports. They were identified as independent expenditures after the General Election, but one should have been identified with a run-off election, others were date of expenditure errors, and several were for sending payments to radio stations, thus not reportable as independent expenditures. Amended reports will be filed.

Attachment 14 - Amended 2006 30 Day Post-General Election Report, 8/4/08. In both entries the earlier date is correct. Amended reports will be filed.

Attachment 15 - Amended 2006 30 Day Post-General Election Report, 8/4/08. Amended reports will be filed.

Attachment 1 shows that NRLC PAC filed approximately 280 campaign finance reports with approximately 14,000 pages of data. The RAD Review identified approximately 400 mistakes and/or violations in reporting. In an effort to maximize compliance with all FEC regulations, NRLC contracts with Aristotle for FECA compliance services. NRLC recognizes that it continued to have difficulties with 24/48 hour notice compliance in the 2005-06 election cycle. During the primary season, the Treasurer still did not understand that an "expenditure" occurred at dissemination of a communication, or payment therefore, whichever is first, resulting in some late independent expenditure reports for the pre-primary period. See previous correspondence in MUR 6133. Further, 24/48 hour notice compliance was being handled on a part-time basis by an NRLC employee assigned to assist the Treasurer. Once it was recognized that further increased vigilance was required, NRLC added a full-time employee for the 2007-08 election cycle to coordinate 24/48 hour notice compliance. NRLC continues to take additional steps to ensure good faith compliance with all FECA regulations, but admits that the sheer number of independent expenditure communications made along with the complexity of FEC reporting requirements makes full and accurate compliance difficult.

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If you need anything further, please contact me. Thank you.

Sincerely,

BOPP, COLESON & BOSTROM

A handwritten signature in black ink, appearing to read "B7A Bostrom". The signature is written in a cursive, stylized font.

Barry A. Bostrom

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